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PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Manabu OHTA, et al.
Application: DEVICE AND METHOD FOR DETERMINING RARE SHORT
CIRCUIT
Serial No.: 09/944,698
Filing Date: August 31, 2001
Art Unit: 2836
Examiner: Ronald W. Leja
Atty Dkt: 0154/01025

CERTIFICATE OF FACSIMILE AND MAILING

I hereby certify that this correspondence is being faxed, per 37 C.F.R. 1.6 and deposited per 37 C.F.R. §1.8 with the United States Postal service as first class mail on the date indicated below in an envelope addressed to the P.O. Box 1450, Commissioner for Patents, Alexandria, VA 22313-1450.

Kimwanza Buford
Name of Representative

Kimwanza Buford
Signature

11/5/04
Date

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312-621-1330

SUPPLEMENTAL PETITION TO WITHDRAW FROM ISSUE
AFTER PAYMENT OF ISSUE FEE
PER 37 C.F.R. § 1.313(c)(2)

Dear Sir:

Applicant appreciates the courtesy provided on November 5, 2004 by Petitions Officer Irvin Dingle in the above-identified matter. It is the understanding of the undersigned that the above-identified case has not yet issued.

In light of the foregoing, Applicant hereby submits this supplemental petition to withdraw the above-identified patent application from issue. The appropriate petition fee per 37 C.F.R. 1.17(i) was submitted on October 25, 2004 along with the initial withdraw petition (which was filed under 1.313 (b)(5)).

The Applicant seeks withdrawal at this time so that the Office may consider prior

Petition to Withdraw per 1.313c(2)
In Re OHTA, et al. (S.N. 09/944,698)
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art in an RCE for this case, that RCE being filed instanter (transmittal sheet faxed herewith). The prior art (being filed with the RCE, with form 1449 faxed herewith) was only recently disclosed to the Applicant upon a September 16, 2004 grant of a co-pending Russian patent application.

The U.S. Patent Office is authorized to deduct the filing fee for the RCE and any other required fees from Deposit Account No. 501709 of the undersigned.

Respectfully submitted,
CHERSKOV & FLAYNIK

By: 
Michael J. Cherskov (Reg. # 33,664)